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CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 CFR §1.8
I hereby certify that this correspondence, totaling 3 pages including recited attachments, is being facsimile transmitted to the United States Patent and Trademark Office at facsimile no.: 571-273-8300 (Central number) on the below date:
Date: September 3, 2008 Name: Robert K. Fargan Signature: [Signature]

BRINKS
HOFER
GILSON
& LIONE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: ROY K. GREENBERG ET AL.

Appln. No.: 10/814,989

Filed: 03/31/2004

For: MEDICAL GRASPING DEVICE

Attorney Docket No: 8627-372 (PA-5270-CIP)

Examiner: Pedro Philogene

Art Unit: 3733

Mail Stop RCE
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

REQUEST FOR CONTINUED EXAMINATION (37 CFR § 1.114)

Sir:

Applicant(s) requests continued examination of the above-identified application under 37 CFR §1.114.

☒ Submission under 37 CFR 1.114 (check at least one of the following):

☒ Previously submitted:

- ☐ Applicant(s) requests nonentry of any previously-filed unentered amendments.
☒ Please enter and consider the Amendment After Final Under 37 CFR §1.116 previously filed on August 4, 2008
☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
☐ Other: _____

☐ Attached is/are:

- ☐ An Information Disclosure Statement
☐ An Amendment to the written description, claims, or drawings
☐ New Arguments and/or New Evidence in support of Patentability
☐ Other: _____

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Appln. No. 10/814,989

Attorney Docket No. 8627-372

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SEP 03 2008☐ Request for suspension of action:

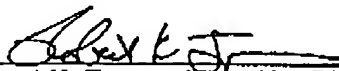
Applicant(s) hereby requests suspension of action on the above-identified application under 37 CFR §1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; requires Processing Fee under 37 CFR §1.17(i)).

☐ Small Entity Status:☐ Applicant(s) hereby asserts entitlement to claim small entity status under 37 CFR §§ 1.9 and 1.27.☐ A small entity statement or assertion of entitlement to claim small entity status was filed in prior application no. _____ / _____ and such status is still proper and desired.☐ Is no longer desired.☒ Applicant(s) calculates the following fees to be due in connection with this Request:☒ A Request fee of \$810.00 under 37 CFR §1.17(e).☐ A suspension processing fee of \$_____ under 37 CFR §1.17(i).☐ An additional filing fee of \$_____ under 37 CFR §1.16 (_____ additional independent claims and/or _____ additional total claims).☐ An extension fee of \$_____ under 37 CFR §1.17(a) for a _____-month extension of time. A Petition and Fee for Extension of Time is also enclosed.☒ Fee payment to cover the above-enumerated fee(s):☐ A check in the amount of \$_____ is enclosed.☒ Please charge Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE) in the amount of \$810.00. A copy of this Request is enclosed for this purpose.☐ A payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).☒ The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE). A copy of this Request is enclosed for this purpose.

Respectfully submitted,

September 3, 2008

Date


Robert K. Fergan (Reg. No. 51,674)

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Appln. No. 10/814,989

COPY

Attorney Docket No. 8627-372

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☐ Small Entity Status:☐ Applicant(s) hereby asserts entitlement to claim small entity status under 37 CFR §§ 1.9 and 1.27.☐ A small entity statement or assertion of entitlement to claim small entity status was filed in prior application no. _____ / _____ and such status is still proper and desired.☐ Is no longer desired.☒ Applicant(s) calculates the following fees to be due in connection with this Request:☒ A Request fee of \$810.00 under 37 CFR §1.17(e).☐ A suspension processing fee of \$_____ under 37 CFR §1.17(i).☐ An additional filing fee of \$_____ under 37 CFR §1.16 (_____ additional independent claims and/or _____ additional total claims).☐ An extension fee of \$_____ under 37 CFR §1.17(a) for a _____-month extension of time. A Petition and Fee for Extension of Time is also enclosed.☒ Fee payment to cover the above-enumerated fee(s):☐ A check in the amount of \$_____ is enclosed.☒ Please charge Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE) in the amount of \$810.00. A copy of this Request is enclosed for this purpose.☐ A payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).☒ The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE). A copy of this Request is enclosed for this purpose.

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